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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/087,554	03/01/2002	Steven Rhea	ESPD:200

26720
HOWREY SIMON ARNOLD & WHITE LLP
ATTEN. DOCKETING DEPT. (A)
750 BERING DRIVE
HOUSTON, TX 77057

CONFIRMATION NO. 2143

FORMALITIES LETTER



OC000000007733462

Date Mailed: 03/28/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



CERTIFICATE OF EXPRESS MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as Express Mail-Post Office to Addressee in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:

5/25/02
Date

[Signature]
Signature

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Steven L. Rhea, Mark J. Tomasiak
and Charles F. Wiegand

Serial No.: 10/087,554

Filed: March 1, 2002

For: DEVICE AND METHOD FOR
INDICATING THE AMOUNT OF
WATER CONTAINED IN A
HUMIDIFIER WATER BOTTLE

Confirmation No. 2143

Group Art Unit: 1724

Examiner: Unknown

Atty. Dkt. No.: ESPD:200

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION FILED UNDER 37 C.F.R. § 1.53(b) DATED MARCH 28, 2002
FILING DATE GRANTED

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(b),
dated March 28, 2002, enclosures are as follows:

- (a) Declaration fully executed by inventors Steven L. Rhea, Mark J. Tomasiak and
Charles F. Wiegand;

(b) An authorization to deduct \$130.00 for the late filing surcharge of the declaration as set forth in 37 CFR 1.16(e) from a deposit account; and

(c) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

An Assignment to Emerson Electric Co. is being filed under separate cover.

The Commissioner is authorized to charge the fee of **\$130.00** to Deposit Account No. 01-2508/ESPD:200 for the Late Declaration and Filing Fee Surcharge. Should any additional fees or refunds be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from or credit said refunds to Deposit Account No. 01-2508/ESPD:200.

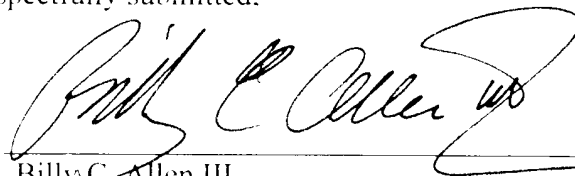
Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

Date:

5/20/02

By



Billy C. Allen III

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